

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

OLYMPIA LEVINSON STIEGELE, )  
Derivatively on behalf of Nominal )  
Defendant Viisage Technology, Inc. )  
Plaintiff, )  
vs. ) Case No. 05-CV-10677-MLW  
BERNARD C. BAILEY, PAUL T. )  
PRINCIPATO, PETER NESSEN, )  
THOMAS J. REILLY, DENIS K. )  
BERUBE, B.G. BECK, CHARLES )  
E. LEVINE, and WILLIAM K. AULET, )  
MARCEL YON and HARRIET )  
MOUCHLEY-WEISS )  
Defendants, )  
and )  
VIISAGE TECHNOLOGY, INC., )  
Nominal Defendant. )

**PLAINTIFF'S MOTION TO EXTEND RESPONSE TIME TO DEFENDANTS' MOTION  
TO DISMISS – ASSENTED TO**

Plaintiff, by and through counsel, hereby respectfully, moves for a thirty (30) day extension of time, to January 12, 2007, to file Plaintiff's Opposition to Defendants' Motion to Dismiss, and an extension to February 13, 2007 for Defendants to file their Reply Memorandum. In support of this Motion, Plaintiff states as follows:

1. On or about July 26, 2006, Plaintiff filed her Verified Amended Shareholder Derivative Complaint and Demand for Jury Trial.

2. On or about, October 30, 2006, Defendants filed their Motion to Dismiss Plaintiff's Verified Amended Shareholder Derivative Complaint and Memorandum in Support thereof.

3. Plaintiff's Opposition was due to be filed with the Court on or before November 29, 2006 and Defendants' reply memorandum was due to be filed on or before December 21, 2006.

4. On November 28, 2006, the Court granted Plaintiff's request for a 14 day extension of time to Respond to Defendants' Motion to Dismiss, making Plaintiff's Response due on December 13, 2006 and Defendants' Reply due on January 14, 2007.

5. Plaintiff requests an additional 30 day extension of time to respond to Defendants' Motion to Dismiss. The additional time is needed to properly prepare Plaintiff's Response.

6. Plaintiff's counsel has conferred with Defendants' counsel and Defendants' counsel for Defendants has assented to the instant Motion.

WHEREFORE, Plaintiff respectfully requests that this Court extend the time for Plaintiff to file her opposition to Defendants' Motion to Dismiss to **January 12, 2007** and the time for Defendants to file their reply memorandum to **February 13, 2007**.

Respectfully submitted,

s/William B. Federman  
William B. Federman, OBA #2853  
Attorneys for Olympia Levinston Stiegele  
FEDERMAN & SHERWOOD  
10205 N. Pennsylvania Ave.  
Oklahoma City, OK 73120  
(405) 235-1560/Fax: (405) 239-2112  
wfederman@aol.com  
- and -  
2926 Maple Avenue, Suite 200  
Dallas, TX 75201

and

Alan L. Kovacs (BBO No. 278240)  
LAW OFFICES OF ALAN L. KOVACS  
2001 Beacon Street Suite 106  
Boston, MA 02135  
(617) 964-1177/Fax: (617) 332-1223

**CERTIFICATE OF SERVICE**

This is to certify that on December 12, 2006, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing (NEF) to the following ECF registrants:

Mitchell H. Kaplan  
John R. Baraniak, Jr.  
Alokanda S. Bose  
CHOATE, HALL & STEWART LLP  
Two International Place  
Boston, MA 02110  
(617) 248-5000  
[mkaplan@choate.com](mailto:mkaplan@choate.com)  
[jb@choate.com](mailto:jb@choate.com)

*Attorneys for Defendants*

s/ William B. Federman  
William B. Federman